

REMARKS

Claims 1, 2 and 7-14 are allowed.

Claim 15 has been amended to recite “the second portions each including an inner wall spaced inwardly from an outer wall” and that the ledges are “generally parallel to the floor.” McGrath (US 6,082,542) does not disclose a second portion with spaced apart inner and outer walls. Apps (US 6,892,885) does not disclose ledges generally parallel to the floor. Therefore, claim 15 should also be allowable.

Claim 20 has been amended to recite “a tapered nose between the ledge and the column,” which is not shown in either McGrath or Apps.

New claim 29 recites that the upper surface of a floor of an upper crate would be below a plane defined by upper surfaces of the ledges of a lower crate, when nested. This reduces the overall height of the nested containers. This feature was previously claimed in claim 26, which was rejected over Apps. However, Figure 19 of Apps (a cross section through two nested crates) shows that the upper surface of the floor of the upper crate would be above the surface 65 (which the Examiner calls the “ledges”). Therefore, new claim 29 is not anticipated by Apps.

It is believed that this application is in condition for allowance. If any matters remain outstanding, the Examiner is requested to telephone the undersigned to resolve them promptly. If any fees or extensions of time are required, please charge to Deposit Account No. 50-1984 in the name of Rehrig Pacific Company.

Respectfully Submitted,
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